

ADMINISTRATIVE REGULATION REVIEW SUBCOMMITTEE

Minutes of the January Meeting

January 10, 2022

Call to Order and Roll Call

The December meeting of the Administrative Regulation Review Subcommittee was held on Monday, January 10, 2022, at 1:00 PM, in Room 149 of the Capitol Annex. Representative David Hale, Chair, called the meeting to order, and the secretary called the roll.

Present were:

Members: Senator Stephen West, Co-Chair; Representative David Hale, Co-Chair; Senators Julie Raque Adams, Ralph Alvarado, and David Yates; Representatives Randy Bridges, Deanna Frazier Gordon, and Mary Lou Marzian.

Guests: Gordon A. Rowe, Rose Holbrook, Alan Hurst, Personnel Cabinet; Cassie Trueblood, Education Professional Standards Board; Johnna Ballinger, Michael Wilson, Secretary of State: Office of Business Services; Stafford Easterling, Personnel Board; Julie Campbell, Board of Cosmetology; Brian Clark, Steven Fields, Department of Fish and Wildlife Resources; Carlos Cassady, Motor Vehicle Commission; Todd Allen, Department of Education; Chad Collins, Julian Tackett, Kentucky High School Athletics Association; Terry Manuel, Beth Milburn, Department for Libraries and Archives; Joshua Newton, Department of Alcoholic Beverage Control; Abigail Gall, Chad Thompson, Department of Insurance; Sarah Jackson, Darryl Morgan, Rick Rand, Benjamin Siegel, Jason Siwula, Department for Housing, Buildings and Construction; Sarah Cooper, Kelli Rodman, Cabinet for Health and Family Services; Kim Minter, Donna Veno, Office of Telehealth Services; Kara Daniel, Adam Mather, Office of Inspector General; Jennifer Craig, Victoria Elridge, Phyllis Sosa, Department for Aging and Independent Living.

LRC Staff: Sarah Amburgey, Stacy Auterson, Emily Caudill, Emily Harkenrider, Karen Howard, Carrie Nichols, and Christy Young.

The Administrative Regulation Review Subcommittee met on Monday, January 10, 2022, and submits this report:

The following effective administrative regulation was reviewed pursuant to KRS 13A.030(3):

PERSONNEL CABINET: Classified

101 KAR 2:095. Classified service, general requirements. Rosemary Holbrook, assistant general counsel; Alan Hurst, acting executive director; and Gordon Rowe, general counsel, represented the cabinet.

In response to questions by Senator Raque Adams, Mr. Rowe stated that the cabinet had denied the Kentucky Child Victims' Trust Fund from inclusion as part of the Kentucky Employees Charitable Campaign (KECC) because currently the fund was not clearly an organization authorized for tax deductible donations. KECC believed that the Kentucky Child Victim's Trust Fund did important work and was a worthwhile organization. KECC intended to further investigate the fund for inclusion. The cabinet did not wish to broaden the requirements in this administrative regulation to allow for funds that did not include tax deductible donations, which might include partisan organizations. The cabinet would investigate and report back whether or not there were other statutorily established funds that had been denied based on the criteria established in this administrative regulation. Senator Raque Adams stated that Kentucky had the highest levels of child abuse and neglect in the nation; therefore, state employees should be able to contribute to a statutorily established fund to protect children.

In response to questions by Senator Alvarado, Mr. Rowe stated that the cabinet reviewed the Kentucky Child Victims' Trust Fund's annual reports and application in determining compliance with the requirements established in this administrative regulation. There was nothing in state or federal law that prohibited the fund's inclusion in the KECC. KECC was structured to benefit state employees by allowing tax deductible donations. Senator Alvarado stated that the Kentucky Child Victims' Trust Fund's Web site stated that donations were tax deductible.

In response to questions by Senator Yates, Mr. Rowe stated that the cabinet would investigate the possibility of a pass-through partnership with Prevent Child Abuse Kentucky, which was already a fund with the KECC. Senator Alvarado stated that there was already a partnership in place between the Kentucky Child Victims' Trust fund and Prevent Child Abuse Kentucky.

In response to questions by Co-Chair West, Mr. Rowe stated that the cabinet had broad statutory authority for this administrative regulation pursuant to KRS 18A.030. This administrative regulation could be amended in a way that would allow inclusion of the Kentucky Child Victims' Trust Fund. Co-Chair West requested that this administrative regulation be amended to provide for inclusion of the Kentucky Child Victims' Trust Fund, which Mr. Rowe agreed to consider.

Co-Chair Hale thanked the cabinet for considering to amend this administrative regulation and encouraged them to find a way to include the Kentucky Child Victims' Fund.

Representative Bridges stated that the cabinet could ask the Attorney General for information regarding the Kentucky Child Victims' Fund's taxation status or for information regarding KECC party structuring issues.

Administrative Regulations Reviewed by this Subcommittee:

EDUCATION AND WORKFORCE DEVELOPMENT CABINET: Education Professional Standards Board: General Administration

16 KAR 1:030. Procedures for educator certificate surrender, revocation, suspension, reinstatement, and reissuance, and for application denial. Cassie Trueblood, counsel, represented the board.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 2, 3, 5, 6, and 9 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

SECRETARY OF STATE: Office of Business Services: Implementation of Revised Article 9

30 KAR 5:011E. Definitions for 030 KAR Chapter 005. Johnna Ballinger, section supervisor, and Michael Wilson, director of business services, represented the office.

In response to a question by Co-Chair West, Mr. Wilson stated that these administrative regulations were filed as emergencies because they had inadvertently been allowed to expire.

30 KAR 5:021E. Filing methods and forms.

30 KAR 5:031E. Acceptance and refusal of records.

30 KAR 5:041E. UCC information management system.

30 KAR 5:051E. Filing, indexing, and data entry procedures.

30 KAR 5:060E. Search requests, reports, and copies.

PERSONNEL CABINET: Personnel Board

101 KAR 1:335. Employee actions. Stafford Easterling, general counsel, represented the board.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO; STATUTORY AUTHORITY; and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 and 3 through 5 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

101 KAR 1:345. Disciplinary actions.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Section 2 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

101 KAR 1:365. Appeal and hearing procedures.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 3, 5, and 6 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

101 KAR 1:367. Standards of conduct and technology governing recording board proceedings.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1 and 4 through 6 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

101 KAR 1:375. Employee grievances and complaints.

A motion was made and seconded to approve the following amendments: (1) to amend the RELATES TO; STATUTORY AUTHORITY; and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 through 4 to comply with the drafting and formatting requirements of KRS Chapter 13A; and (2) to add a Section 5 for the Grievance Form incorporated by reference. Without objection, and with agreement of the agency, the amendments were approved.

101 KAR 1:395. Restoration from military duty.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and

Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

101 KAR 1:400. Promotion.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

BOARDS AND COMMISSIONS: Board of Cosmetology

201 KAR 12:082E. Education requirements and school administration. Julie Campbell, administrator, represented the board.

A motion was made and seconded to approve the following amendments: (1) to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 2, 5, 8, 15, 18, 21, 23, and 32 through 35 to comply with the drafting and formatting requirements of KRS Chapter 13A; and (2) to amend Section 33 to include compliance with state and national declarations emergency. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 12:082. Education requirements and school administration.

A motion was made and seconded to approve the following amendments: (1) to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 2, 5, 8, 15, 18, 21, 23, and 32 through 35 to comply with the drafting and formatting requirements of KRS Chapter 13A; and (2) to amend Section 33 to include compliance with state and national declarations emergency. Without objection, and with agreement of the agency, the amendments were approved.

TOURISM, ARTS AND HERITAGE CABINET: Department of Fish and Wildlife Resources: Game

301 KAR 2:082. Transportation and holding of live exotic wildlife. Brian Clark, deputy commissioner, and Steven Fields, staff attorney, represented the department.

A motion was made and seconded to approve the following amendments: (1) to amend Section 10 to specify that the commissioner's decision to revoke an exemption or deny future exemptions shall be based upon the necessity to protect public health, public safety, native ecosystems, or native wildlife; and (2) to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 3, 5 through 7, and 9 through 12

to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Hunting and Fishing

301 KAR 3:010. Public use of Wildlife Management Areas.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 through 3, 5 through 6, and 9 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

301 KAR 3:026. Access to Wildlife Management Areas for mobility-impaired individuals.

In response to questions by Co-Chair Hale, Mr. Clark stated that specific Wildlife Management Areas had specially designed tracks to accommodate vehicles for hunting by disabled persons. The department would investigate and report back whether or not Clay WMA had any tracks for disabled persons.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 2, 3, and 5 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

TRANSPORTATION CABINET: Motor Vehicle Commission

605 KAR 1:051. Dealer and salesman. Carlos Cassady, executive director, represented the commission.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 2, 5, and 7 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

605 KAR 1:071. Change of ownership.

A motion was made and seconded to approve the following amendment: to amend Section 5 to make a technical correction. Without objection, and with agreement of the agency, the amendment was approved.

605 KAR 1:091. Motor vehicle dealership names.

A motion was made and seconded to approve the following amendments: to amend the STATUTORY AUTHORITY paragraph and Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

605 KAR 1:131. Procedures.

A motion was made and seconded to approve the following amendments: to amend Sections 2 and 7 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

605 KAR 1:191. Motor vehicle advertising.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1, 3 through 6, 8, and 12 through 14 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

605 KAR 1:211. Nonprofit motor vehicle dealer requirements and licensing.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO, STATUTORY AUTHORITY, and NECESSITY, FUNCTION, AND CONFORMITY paragraphs to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

EDUCATION AND WORKFORCE DEVELOPMENT CABINET: Kentucky Board of Education: General Administration

702 KAR 1:191. District Employee Quarantine Leave. Todd Allen, general counsel, Department of Education; Chad Collins, general counsel, Kentucky High School Athletic Association; and Julian Tackett, commissioner, Kentucky High School Athletic Association, represented the cabinet.

In response to questions by Co-Chair West, Mr. Allen stated that this administrative regulation was not dependent upon Centers for Disease Control quarantine recommendations, and guidelines were not limited to coronavirus (COVID-19). Employees could be paid for quarantine leave up to ten (10) days for a reportable disease,

if quarantine was ordered by a physician, and if the employee had already exhausted sick leave or been ineligible for sick leave.

In response to questions by Representative Frazier Gordon, Mr. Allen stated that provisions in this administrative regulation did not differentiate between vaccinated and unvaccinated employees. The cabinet did have an administrative regulation that was specific to coronavirus (COVID-19), and those provisions did differentiate between vaccinated and unvaccinated employees. This administrative regulation would replace that one.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph and Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

School Terms, Attendance, and Operation

702 KAR 7:065. Designation of agent to manage middle and high school interscholastic athletics.

In response to a question by Co-Chair Hale, Mr. Tackett stated that Kentucky schools had done well in navigating public and mental health concerns within the context of athletics.

A motion was made and seconded to approve the following amendments: to amend Section 1 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Department for Libraries and Archives: Archives

725 KAR 1:010. Records officers; duties. Terry Manuel, commissioner, and Beth Milburn, deputy commissioner, represented the department.

In response to a question by Co-Chair West, Mr. Manuel stated that these administrative regulations did not govern agency level records retention requirements.

A motion was made and seconded to approve the following amendments: (1) to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 2 and 4 to comply with the drafting requirements of KRS Chapter 13A; and (2) to add Section 5 to establish incorporated material. Without objection, and with agreement of the agency, the amendments were approved.

725 KAR 1:020. Recording and reproducing public records.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

725 KAR 1:025. Transfer of public records.

725 KAR 1:030. Scheduling public records for retention and disposal; procedures.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

725 KAR 1:040. Collection and distribution of reports and publications.

A motion was made and seconded to approve the following amendments: to amend Sections 1 through 4 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

725 KAR 1:050. Records management program.

A motion was made and seconded to approve the following amendments: (1) to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1 through 6 and 8 through 10 to comply with the drafting and formatting requirements of KRS Chapter 13A; and (2) to add: (a) Section 7 to establish an informal appeals process; and (b) Section 11 to establish incorporated material. Without objection, and with agreement of the agency, the amendments were approved.

725 KAR 1:061. Records retention schedules; authorized schedules.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Libraries

725 KAR 2:015. Public library facilities construction.

A motion was made and seconded to approve the following amendments: (1) to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1 through 7 and 9 to comply with the drafting and formatting requirements of KRS Chapter 13A; and (2) to amend Section 10 to add incorporated material. Without objection, and with agreement of the agency, the amendments were approved.

725 KAR 2:080. Interstate Library Compact.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1 and 2 to comply with the drafting and formatting requirements of KRS Chapter 13A; and (2) to establish Section 2 to clarify which parties use the incorporated material. Without objection, and with agreement of the agency, the amendments were approved.

PUBLIC PROTECTION CABINET: Department of Alcoholic Beverage Control:
Licensing

804 KAR 4:221. Alternating proprietorship agreements. Joshua Newton, general counsel, represented the department.

In response to questions by Co-Chair West, Mr. Newton stated that this administrative regulation allowed previously prohibited distillery partnerships.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1, 2, and 4 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Department of Insurance: Trade Practices and Frauds

806 KAR 12:010. Advertising of accident and sickness benefits. Abigail Gall, regulation coordinator, and Chad Thompson, general counsel, represented the department.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph and Sections 1 through 21 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Insurance Contract

806 KAR 14:007. Rate and form filing for health insurers.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO; STATUTORY AUTHORITY; and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1, 2, 5 through 7, and 10 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Department of Housing, Buildings, and Construction: Electrical

815 KAR 35:020. Electrical inspections. Darryl Morgan, director, Electrical Division; Rick Rand, commissioner; Benjamin Siegel, general counsel; and Jason Siwula, assistant state highway engineer, represented the department.

CABINET FOR HEALTH AND FAMILY SERVICES: Office of Telehealth Services: Telehealth

900 KAR 12:005. Telehealth terminology and requirements. Kim Minter, regulation coordinator; Kelli Rodman, director, Legislative Affairs; and Donna Veno, director, represented the office.

Co-Chair Hale and Senator Alvarado thanked the office for amending this administrative regulation.

A motion was made and seconded to approve the following amendments: to amend Section 2 to: (1) make a technical correction; and (2) delete the requirement for guidelines to contact, refer, and obtain treatment for a patient who needs emergency or higher level-of-care services. Without objection, and with agreement of the agency, the amendments were approved.

Health Services and Facilities

902 KAR 20:081. Operations and services; home health agencies. Kara Daniel, deputy inspector general, and Adam Mather, inspector general, represented the cabinet.

902 KAR 20:460E. Essential visitor programs; visitation guidelines for long-term care facilities.

In response to a question by Co-Chair West, Mr. Mather stated that this administrative regulation authorized specific individuals to be essential care visitors who could access patients during events such as pandemics. Prior caregivers could, for example, become essential care visitors because this was not exclusive to family members.

Senator Alvarado clarified that this allowed one (1) essential care visitor.

Co-Chair Hale thanked the office for this important administrative regulation

Office of Inspector General: Division of Health Care

906 KAR 1:180. Operation and services; personal services agencies.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1, 3, 5, and 7 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Department for Aging and Independent Living: Office of Dementia Services

910 KAR 4:010. Alzheimer's and dementia services curriculum review and approval. Jennifer Craig, office coordinator; Victoria Elridge, commissioner; and Phyllis Sosa, staff assistant, represented the office.

In response to questions by Senator Alvarado, Ms. Elridge stated that KRS 216.713(1) through (3) established that Alzheimer's and dementia training applied to individuals who worked with patients of home health agencies, personal service agencies, and assisted living facilities that employed, directly or by contract, aids or unlicensed personnel who worked with Alzheimer's or dementia patients. This would include training for staff of personal care homes if those homes worked with home health or personal service agencies.

In response to a question by Co-Chair West, Senator Alvarado stated that he did not wish to ask the department to defer consideration of this administrative regulation; however, he wanted to clarify for the record that this impacted facilities beyond just home health agencies.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Section 3 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

The following administrative regulations were deferred or removed from the January 10, 2022, subcommittee agenda:

DEPARTMENT OF LAW: Medical Examination of Sexual Abuse Victims

40 KAR 3:020. Protocol for operation of local multidisciplinary teams on child sexual abuse.

Kentucky Retirement Systems: General Rules

105 KAR 1:210. Disability procedures.

105 KAR 1:310. Fred Capps Memorial Act.

105 KAR 1:330. Purchase of service credit.

BOARDS AND COMMISSIONS: Board of Pharmacy

201 KAR 2:430. Emergency orders and hearings.

Board of Embalmers and Funeral Directors

201 KAR 15:030E. Fees.

201 KAR 15:030. Fees.

201 KAR 15:040. Examination.

201 KAR 15:050. Apprenticeship and supervision requirements.

201 KAR 15:110. Funeral establishment criteria.

201 KAR 15:125. Surface transportation permit.

Board of Nursing

201 KAR 20:471. Repeal of 201 KAR 020:470.

201 KAR 20:472. Initial approval for dialysis technician training programs.

201 KAR 20:474. Continuing approval and periodic evaluation of dialysis technician training programs.

201 KAR 20:476. Dialysis technician credentialing requirements for initial credentialing, renewal, and reinstatement.

201 KAR 20:478. Dialysis technician scope of practice, discipline, and miscellaneous requirements.

Board of Licensure for Massage Therapy

201 KAR 42:010. Goals for massage therapy sessions.

201 KAR 42:020. Fees.

201 KAR 42:030. Licensee's change of name, home address, or place of business.

201 KAR 42:035. Application process, exam, and curriculum requirements.

201 KAR 42:040. Renewal and reinstatement.

201 KAR 42:050. Complaint procedure and disciplinary action.

201 KAR 42:060. Code of ethics and standards of practice for massage therapists.

201 KAR 42:070. Endorsement.

201 KAR 42:110. Continuing education requirements.

TOURISM, ARTS AND HERITAGE CABINET: Department for Fish and Wildlife Resources: Wildlife

301 KAR 4:001. Selection of Fish and Wildlife Resources Commission nominees.

301 KAR 4:010. Districts.

301 KAR 4:020. Ballard Wildlife Management Area restrictions.

301 KAR 4:100. Peabody Wildlife Management Area use requirements and restrictions.

301 KAR 4:110. Administration of drugs to wildlife.

Licensing

301 KAR 5:001. Definitions for 301 KAR Chapter 5.

301 KAR 5:030. Purchasing licenses and permits.

301 KAR 5:100. Interstate Wildlife Violators Compact.

GENERAL GOVERNMENT CABINET: Department of Agriculture: Industrial Hemp

302 KAR 50:021. Procedures and policies for hemp growers.

302 KAR 50:031. Procedures and policies for hemp processors and handlers.

302 KAR 50:046. Department's reports to the USDA; records retention for three years.

302 KAR 50:056. Sampling and THC testing; disposal of non-compliant harvests; post-testing actions.

302 KAR 50:080. Materials incorporated by reference.

JUSTICE AND SAFETY CABINET: Department of State Police: Driver Training

502 KAR 10:010. Definitions.

502 KAR 10:020. Department facilities; facility inspection; conflict of interest.

502 KAR 10:030. Instructor's license.

502 KAR 10:035. Commercial driver's license skill testing.

502 KAR 10:040. Training school facilities.

502 KAR 10:050. Contracts and agreements.

502 KAR 10:060. School advertising.

502 KAR 10:070. Training vehicle, annual inspection.

502 KAR 10:080. License suspension, revocation, denial.

502 KAR 10:090. Procedure for denial, suspension, nonrenewal or revocation hearings.

502 KAR 10:110. Third-party CDL skills test examiner standards.

502 KAR 10:120. Hazardous materials endorsement requirements.

Concealed Deadly Weapons

502 KAR 11:010. Application for license to carry concealed deadly weapon.

502 KAR 11:060. License denial and reconsideration process.

502 KAR 11:070. License revocation and suspension notice and reinstatement process.

Law Enforcement Officers Safety Act of 2004

502 KAR 13:010. Application for certification under the Law Enforcement Officers Safety Act of 2004 (“LEOSA”), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers.

502 KAR 13:030. Range qualification for certification under the Law Enforcement Officers Safety Act of 2004 (“LEOSA”), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers.

502 KAR 13:040. Issuance, expiration, and renewal of certification to carry a concealed deadly weapon pursuant to the Law Enforcement Officers Safety Act of 2004 (“LEOSA”), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers.

502 KAR 13:050. Replacement of licenses to carry a concealed deadly weapon pursuant to the Law Enforcement Officers Safety Act of 2004 (“LEOSA”), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers.

502 KAR 13:060. Change of personal information regarding certification to carry a concealed deadly weapon pursuant to the Law Enforcement Officers Safety Act of 2004 (“LEOSA”), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers.

502 KAR 13:080. Incomplete application for certification to carry a concealed deadly weapon pursuant to the Law Enforcement Officers Safety Act of 2004 (“LEOSA”), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers.

Department of State Police: General Traffic

502 KAR 15:010. Traffic collision.

502 KAR 15:020. Abandoned vehicles.

Criminal History Record Information System

502 KAR 30:010. Criminal History Record Information System.

502 KAR 30:020. Arrest and disposition reporting procedure.

502 KAR 30:030. Audit of Criminal History Record Information System.

502 KAR 30:050. Security of centralized criminal history record information.

502 KAR 30:060. Dissemination of criminal history record information.

502 KAR 30:070. Inspection of criminal history record information by record subject.

Kentucky Missing Child Information Center

502 KAR 35:010. Definitions.

502 KAR 35:020. Capabilities of the Missing Child Information Center computer system.

502 KAR 35:030. Quality of information reported to the Kentucky Missing Child Information Center.

502 KAR 35:040. Reporting of missing children by law enforcement agencies.

502 KAR 35:050. Statistical analysis of information related to missing children.

Candidate Selection

502 KAR 45:005. Definitions.

502 KAR 45:015. Qualifications.

502 KAR 45:035. Application and selection process.

502 KAR 45:045. Aptitude examination.

502 KAR 45:075. Register.

502 KAR 45:085. Medical examination.

502 KAR 45:105. Appointment.

502 KAR 45:115. Appeals.

502 KAR 45:150. Physical Fitness Test (PFT).

EDUCATION AND WORKFORCE DEVELOPMENT CABINET: Department of Workforce Investment: Office of Vocational Rehabilitation

781 KAR 1:010. Office of Vocational Rehabilitation appeal procedures.

781 KAR 1:020. General provisions for operation of the Office of Vocational Rehabilitation.

781 KAR 1:030. Order of selection and economic need test for vocational rehabilitation services.

781 KAR 1:040. Rehabilitation technology services.

781 KAR 1:050. Carl D. Perkins Vocational Training Center.

Office for the Blind

782 KAR 1:010. Kentucky Business Enterprises.

782 KAR 1:070. Certified driver training program.

Kentucky Commission on Proprietary Education

791 KAR 1:010. Applications, permits, and renewals.

791 KAR 1:020. Standards for licensure.

791 KAR 1:025. Fees.

791 KAR 1:027. School record keeping requirements.

791 KAR 1:030. Procedures for hearings.

791 KAR 1:035. Student protection fund.

791 KAR 1:040. Commercial driver license training school curriculum and refresher course.

791 KAR 1:050. Application for license for commercial driver license training school.

791 KAR 1:060. Application for renewal of license for commercial driver license training school.

791 KAR 1:070. Commercial driver license training school instructor and agency application and renewal procedures.

791 KAR 1:080. Maintenance of student records, schedule of fees charged to students, contracts and agreements involving licensed commercial driver license training schools.

791 KAR 1:100. Standards for Kentucky resident commercial driver training school facilities.

791 KAR 1:150. Bond requirements for agents and schools.

791 KAR 1:155. School closing process.

791 KAR 1:160. Transfer of ownership, change of location, change of name, revision of existing programs.

LABOR CABINET: Department of Workplace Standards: Labor Standards; Wages and Hours

803 KAR 1:005. Employer-employee relationship.

803 KAR 1:025. Equal pay provisions, meaning and application.

803 KAR 1:060. Overtime pay requirements.

803 KAR 1:063. Trading time.

803 KAR 1:065. Hours worked.

803 KAR 1:066. Recordkeeping requirements.

803 KAR 1:070. Executive, administrative, supervisory or professional employees; salesmen.

803 KAR 1:075. Exclusions from minimum wage and overtime.

803 KAR 1:080. Board, lodging, gratuities and other allowances.

803 KAR 1:090. Workers with disabilities and work activity centers' employee's wages.

PUBLIC PROTECTION CABINET: Department of Insurance: Health Insurance Contracts

806 KAR 17:350. Life insurance and managed care.

806 KAR 17:590. Annual report on providers prescribing medication for addiction treatment.

Horse Racing Commission: Pari-Mutuel Wagering

810 KAR 8:025E. Drug, medication, and substance withdrawal guidelines.

CABINET FOR HEALTH AND FAMILY SERVICES: Department for Public Health: Sanitation

902 KAR 10:120. Kentucky public swimming and bathing facilities.

902 KAR 10:121. Plan review, annual permitting, and inspection fees for public swimming and bathing facilities, including splash pads operated by local governments.

902 KAR 10:190. Splash pads operated by local governments.

Department for Medicaid Services

907 KAR 1:005. Nonduplication of payments.

Payments and Services

907 KAR 3:170. Telehealth service coverage and reimbursement.

Outpatient Pharmacy Program

907 KAR 23:020. Reimbursement for outpatient drugs.

The subcommittee adjourned at 2:15 p.m. The next meeting of this subcommittee was tentatively scheduled for February 7, 2022, at 1 p.m.